IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLIATION NO.179/06

Shri.Dilip Udaylal Jain & Ors. .... Applicants.

V/s.

The State of Maharashtra .... Respondent

Shri.S.K. Chawrana with A.M. Saraogi Adv. for the applicants.

Shri. Y.S. Shinde, APP for the State.

**CORAM : V.M. KANADE, J.**

**DATED : 24/04/06**

P.C.:-

1. Heard the learned counsel for the applicants and the learned APP for the State.

2. This is an application for modification of the order dated 22/12/2005 passed by this court in Criminal Application No.7803/2005.

3. The learned Counsel for the applicants submitted that the condition imposed by this court that the applicants shall attend the Khar police station once in a week on every Friday between 5.00

p.m. to 7.00 p.m. be relaxed. He submitted that they have been reporting concerned police station since last four months. Chargesheet has not been filed. He submitted that this court has observed that there was no privity of contract with the complainant. Since the chargesheet has not been filed, even though there is lapse of four months from the date of order by this court. In my view, the said condition is liable to relaxed and modified. The applicants may report to the Khar Police Station twice in a month from 5.00 p.m. to 7.00 p.m. Condition No.2 is accordingly relaxed. Order is modified accordingly.

4. The application for modification is accordingly disposed of.

V.M. KANADE J.